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5 Attorneys for USACM Liquidating Trust

6 **UNITED STATES BANKRUPTCY COURT**  
 7 **DISTRICT OF NEVADA**

8 In re:

9 USA COMMERCIAL MORTGAGE  
 10 COMPANY,

11 USA CAPITAL REALTY ADVISORS, LLC,<sup>1</sup>

12 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,

13 USA CAPITAL FIRST TRUST DEED FUND,  
 LLC,<sup>2</sup>

14 USA SECURITIES, LLC,<sup>3</sup>

15 Debtors.

16 Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR  
 Case No. BK-S-06-10726-LBR<sup>1</sup>  
 Case No. BK-S-06-10727-LBR  
 Case No. BK-S-06-10728-LBR<sup>2</sup>  
 Case No. BK-S-06-10729-LBR<sup>3</sup>

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**NOTICE OF HEARING REGARDING  
 OBJECTION OF USACM TRUST TO  
 PROOF OF CLAIM OF TERRY  
 HANSEN AS FILED PARTIALLY IN  
 WRONG DEBTOR'S CASE;  
 OBJECTION OF DTDF TO PROPOSED  
 ALLOWANCE OF CLAIM (WITH  
 CERTIFICATE OF SERVICE)**

Hearing Date: June 12, 2009

Hearing Time: 9:30 a.m.

20 **THE USACM LIQUIDATING TRUST IS OBJECTING TO THE CLAIM**  
 21 **THAT YOU FILED. The USACM Trust seeks to disallow your claim because the**  
 22 **USACM Trust contends that \$50,000.00 of the claim is based upon an investment in**

25 <sup>1</sup> This bankruptcy case was closed on September 23, 2008.

26 <sup>2</sup> This bankruptcy case was closed on October 12, 2007.

<sup>3</sup> This bankruptcy case was closed on December 21, 2007.

LEWIS  
AND  
ROCA  
LLP  
LAWYERS

1 **USA Capital Diversified Trust Deed Fund (“DTDF”) and was therefore filed in the**  
 2 **wrong debtor case.**

3 **PLEASE DO NOT CONTACT THE CLERK OF THE BANKRUPTCY**  
 4 **COURT TO DISCUSS THE MERITS OF YOUR CLAIM. QUESTIONS**  
 5 **REGARDING THE AMOUNT OF A CLAIM OR THE FILING OF A CLAIM**  
 6 **SHOULD BE DIRECTED TO BRANT FYLLING AT SIERRA GROUP**  
 7 **CONSULTING, LLC (602-424-7009) OR TO THE UNDERSIGNED COUNSEL.**

8 **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust by and  
 9 through its counsel, has filed an Objection of USACM Trust to Proof of Claim of Terry  
 10 Hansen As Filed Partially in Wrong Debtor’s Case; Objection of DTDF to Proposed  
 11 Allowance of Claim (with Certificate of Service) (the “Objection”). The USACM Trust  
 12 respectfully requests that the Court enter an order pursuant to § 502 of title 11 of the  
 13 United States Code (the “Bankruptcy Code”) disallowing \$50,000 of your claim against  
 14 USACM, disallow any proposed allowance of Hansen’s claim in the DTDF case, and  
 15 appropriately allow Hansen Trust to retain an equity interest in DTDF in the amount of  
 16 \$48,047.32 as reflected in the books and records of DTDF as of April 13, 2006. USACM  
 17 Trust reserves the right to object to the balance of the claim at a later date.

18 **NOTICE IS FURTHER GIVEN** that the hearing on the Objection will be held  
 19 before the Honorable Linda B. Riegle, U.S. Bankruptcy Court Judge in the Foley Federal  
 20 Building, 300 Las Vegas Blvd. South, 3<sup>rd</sup> Floor, Courtroom No. 1, Las Vegas, Nevada on  
 21 **June 12, 2009, at the hour of 9:30 a.m.**

22 **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON JUNE 12,**  
 23 **2009, WILL BE HELD FOR THE PURPOSE OF STATUS CHECKS AND**  
 24 **SCHEDULING EVIDENTIARY HEARINGS ONLY. NO ARGUMENTS WILL BE**  
 25 **HEARD ON THAT DATE.**

LEWIS  
AND  
ROCA  
L.L.P.  
LAWYERS

**NOTICE IS FURTHER GIVEN** that any response to the Objection must be filed by **June 5, 2009**, pursuant to Local Rule 3007(b), which states:

If an objection to a claim is opposed, a written response must be filed and served on the objecting party at least 5 business days before the scheduled hearing. A response is deemed sufficient if it states that written documentation in support of the proof of claim has already been provided to the objecting party and that the documentation will be provided at any evidentiary hearing or trial on that matter.

If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading with the Court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the Court, or if you do not serve your written response on the person who sent you this notice, then:

- The Court may *refuse to allow you to speak* at the scheduled hearing; and
- The Court may *rule against you* and sustain the objection without formally calling the matter at the hearing.

Dated: April 9, 2009.

LEWIS AND ROCA LLP

By: /s/ John Hinderaker (AZ# 18024)  
Rob Charles, NV 6593  
John Hinderaker, AZ 18024  
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Counsel for USACM Liquidating Trust

LEWIS  
AND

ROCA  
LLP

\_\_\_\_\_  
LAWYERS

1 Copy of the foregoing mailed by first class

2 Postage prepaid U.S. mail

3 On April 9, 2009 to:

4 Terry Hansen  
5 P.O. Box 458  
Sparks, NV 89432

6 /s/ Carrie Lawrence

7 Carrie Lawrence

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